S.B. Civil Writ Petition No.7834/2007
Himmat Singh & Anr.
vs
Civl Judge (Jr. Div.) & Ors.

Date of order : 3.12.2007

HON'BLE MR. PRAKASH TATIA, J.

Dr. Pratistha Dave, for the petitioners.

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Heard learned counsel for the petitioners.

The petitioner is aggrieved against the order dated 19th Nov., 2007 by which the petitioners' application filed for taking on record the map produced by the petitioner was rejected.

Learned counsel for the petitioners submitted that the non-petitioner's application was allowed by the trial court and the non-petitioner was permitted to produce the documents after a delay of 10 years and when the petitioners got the map prepared to show the actual location of the property in dispute then that was rejected by the trial court.

The objector submitted an application on 9th Sept., 2002 under Order 7 Rule 14(3) CPC and, thereafter, the petitioners submitted this application on 4th May, 2006. This application was rejected by the trial court on the ground that even if the petitioners want to submit that he got the map prepared on the basis of documents submitted by the

non-petitioners then that too is delayed by more than three years.

In view of the reasons mentioned above, I do not find any illegality in the impugned order. Hence, the writ petition of the petitioner is dismissed having no merit.

(PRAKASH TATIA), J.

c.p.goyal/-